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January 25, 2012

SC Court of Appeals

Attn: Della White

1015 Sumter Street

PO Box 11629

Columbia, South Carolina 29211

RE: State v. Jaquwn Brewer: 2009-GS-07-1293, 1295, & 1296

Ms. White:

I write to enter an appearance as counsel for Mr. Brewer for the direct appeal of the above-referenced matters. I am enclosing a copy of the Notice of Appeal and Proof of Service, filed with the Beaufort County Clerk of Court. As indicated on these documents, while Mr. Brewer signed the Notice of Appeal *pro se*, his trial counsel's paralegal signed the Proof of Service.

This is significant because I understand neither the Court of Appeals nor the Supreme Court have any record of receiving these documents. However, from my conversations with various agencies, it appears copies of these documents were received by the Beaufort County Clerk of Court, the Fourteenth Circuit Solicitor's Office, and the SC Office of Appellate Defense. Further, his trial counsel is a veteran member of the South Carolina Bar who has practiced criminal defense and handled appellate work since the early 1990's.

Therefore, I must suggest it is likely the lack of receipt is explained through some deficiency on behalf of the mail service. Conversely, it is less plausible that this attorney mailed a copy to these three agencies, but neglected to send the items to the appellate court; thus, exposing himself to a claim of deficient performance. To conclude, I write to enter an appearance on behalf of Mr. Brewer if the Court finds it appropriate to allow this appeal to continue.

Sincerely,

Jim Brown

w/enclosures

cc: SC Office of the Attorney General, Criminal Appeals, w/ enclosures
Loraine French, SC Office of Appellate Defense, w/ enclosures
Jaquwn Brewer, w/ enclosures